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Attorneys for Defendants
KLEINER PERKINS CAUFIELD & BYERS,
KPCB HOLDINGS, INC., DOMAIN
ASSOCIATES, LLC, DOMAIN PARTNERS V,
L.P., DP V ASSOCIATES, L.P., DOMAIN
PARTNERS VII, L.P., DP VII ASSOCIATES, L.P.,
SEARS CAPITAL MANAGEMENT, LOWELL
SEARS, both individually and as trustee, CAXTON
ADVANTAGE VENTURE PARTNERS, L.P.,
CAXTON ADVANTAGE LIFE SCIENCES FUND,
L.P., STANLEY E. ABEL, and PETER M.
BREINING

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE FLOREY INSTITUTE OF
NEUROSCIENCE AND MENTAL HEALTH,

Plaintiff,

v.

KLEINER PERKINS CAUFIELD & BYERS,
KPCB HOLDINGS, INC., DOMAIN
ASSOCIATES, LLC, DOMAIN PARTNERS
V, L.P., DP V ASSOCIATES, L.P., DOMAIN
PARTNERS VII, L.P., DP VII ASSOCIATES,
L.P., SEARS CAPITAL MANAGEMENT,
LOWELL SEARS, Individually and as Trustee
of The Sears Trust and The Sears Trust Dated
3/11/91, CAXTON ADVANTAGE VENTURE
PARTNERS, L.P., CAXTON ADVANTAGE
LIFE SCIENCES FUND, L.P., STANLEY E.
ABEL, PETER M. BREINING, and THOMAS
G. WIGGANS,

Defendants.

Case No. 12-cv-06504 SC

**STIPULATION AND ~~[PROPOSED]~~
ORDER REGARDING BRIEFING
SCHEDULE FOR MOTION TO
DISMISS FIRST AMENDED
COMPLAINT**

1 Plaintiff The Florey Institute of Neuroscience and Mental Health (“Plaintiff”) and
2 Defendants Kleiner Perkins Caufield & Byers, KPCB Holdings, Inc., Domain Associates, LLC,
3 Domain Partners V, L.P., DP V Associates, L.P., Domain Partners VII, L.P., DP VII Associates,
4 L.P., Sears Capital Management, Lowell Sears, both individually and as trustee, Caxton
5 Advantage Venture Partners, LP, Caxton Advantage Life Sciences Fund, L.P., Stanley E. Abel,
6 and Peter M. Breining (“Defendants”), by and through their respective counsel of record, enter
7 into the following stipulation, based upon the recitals below:

8 1. WHEREAS Plaintiff filed a First Amended Complaint (the “Amended
9 Complaint”) against Defendants on October 28, 2013;

10 2. WHEREAS the above-referenced Defendants filed a Motion to Dismiss on
11 December 3, 2013;

12 3. WHEREAS the current briefing schedule requires Plaintiff to file an opposition to
13 the Motion to Dismiss on December 17, 2013 and the above-referenced Defendants to file a reply
14 on December 24, 2013;

15 4. WHEREAS the Motion to Dismiss is currently set for hearing on January 10,
16 2014;

17 5. WHEREAS the above-referenced Defendants wish for additional time to file their
18 reply brief in light of the nature of the issues presented in the Motion to Dismiss and due to pre-
19 existing holiday schedules and travel plans;

20 6. WHEREAS counsel for the above-referenced Defendants and Plaintiff have agreed
21 upon a briefing schedule for the Motion to Dismiss;

22 7. NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that

23 a. Plaintiff’s Opposition to the Motion to Dismiss shall be due on or before
24 December 24, 2013.

25 b. The above-referenced Defendants’ Reply in support of the Motion to Dismiss
26 shall be due on or before January 7, 2014.

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c. The hearing on the Motion to Dismiss shall be continued to January 24, ~~2013~~ 2014.

IT IS SO STIPULATED.

DATED: December 12, 2013

CROWELL & MORING LLP

By: /s/ Mark T. Jansen

Mark T. Jansen

Attorneys for Plaintiff

THE FLOREY INSTITUTE OF
NEUROSCIENCE AND MENTAL HEALTH

DATED: December 12, 2013

HOGAN LOVELLS US LLP

By: /s/ Robert B. Hawk

Robert B. Hawk

Attorneys for Defendants

KLEINER PERKINS CAUFIELD & BYERS,
KPCB HOLDINGS, INC., DOMAIN
ASSOCIATES, LLC, DOMAIN PARTNERS V,
L.P., DP V ASSOCIATES, L.P., DOMAIN
PARTNERS VII, L.P., DP VII ASSOCIATES,
L.P., SEARS CAPITAL MANAGEMENT,
LOWELL SEARS, both individually and as
trustee, CAXTON ADVANTAGE VENTURE
PARTNERS, L.P., CAXTON ADVANTAGE
LIFE SCIENCES FUND, L.P., STANLEY E.
ABEL, and PETER M. BREINING

PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED.

Dated: 12/13/2013



THE HONORABLE SAMUEL CONTI

ATTESTATION

I, Robert B. Hawk, attest that Mark T. Jansen has approved the Stipulation Regarding Briefing Schedule For Motion to Dismiss First Amended Complaint and consents to its filing in this action.

By: /s/ Robert B. Hawk
Robert B. Hawk